



Docket No.: 2653/52

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT : THORSON et al.

SERIAL NO. : 09/993,757

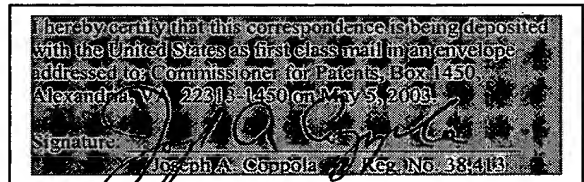
FILED : November 27, 2001

FOR : **MOLECULAR BREAK LIGHTS PROBES FOR  
DETECTING NUCLEOTIDE CLEAVAGE**

EXAMINER: Wilder, C.

GROUP ART UNIT : 1637

COMMISSIONER FOR PATENTS  
Box 1450  
Alexandria, VA 22313-1450



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**RESPONSE TO RESTRICTION REQUIREMENT**

SIR:

In response to the Office Action dated February 5, 2003, containing a Restriction Requirement, please consider the following remarks. Submitted herewith is a Petition for the Extension of Time.

**REMARKS**

Claims 1-103 have been restricted into 2 groups, as follows:

Group I - claims 1-91, drawn to processes for evaluating the activity of a nucleic acid cleavage agent; and

Group II – claims 92-103, drawn to probes and kits.

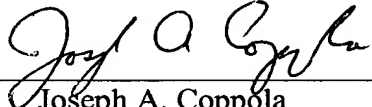
The Applicants elect, without traverse, Group I, claims 1-93.

The time for responding to the Office Action was set for March 5, 2003. Enclosed herewith is a Petition for the Extension of Time under 37 C.F.R. § 1.136(a) for a period sufficient to permit the filing of this response.

The Applicants hereby make a Conditional Petition for any relief available to correct any defect seen in connection with this filing, or any defect seen to be remaining in this application after this filing. The Commissioner is authorized to charge Kenyon & Kenyon's Deposit Account No. 11-0600 for the Petition fee and any other fees required to effect this Conditional Petition.

Respectfully submitted,

BY:

  
\_\_\_\_\_  
Joseph A. Coppola  
Reg. No. 38,413

KENYON & KENYON  
One Broadway  
New York, NY 10004  
(212) 425-7200 (telephone)  
(212) 425-5288 (facsimile)

Date: May 5, 2003



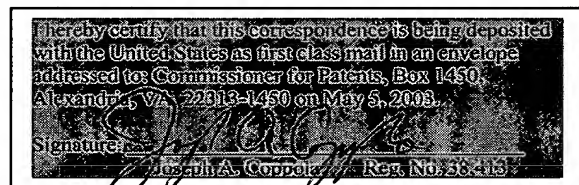
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**TRANSMITTAL**

Sir:

Transmitted herewith are the following documents:

- Response to Restriction
- Petition for Two Month Extension of Time

The Commissioner is authorized to charge the **\$205.00 small entity extension of time fee**, as well as any additional fees which may be required, to the deposit account of Kenyon & Kenyon, Deposit account No. 11-0600. A duplicate copy of this sheet is enclosed.

Should any question arise regarding the documents submitted herewith, the Commissioner may contact the undersigned at 212-908-6493.

Respectfully submitted,

KENYON & KENYON

Dated: MAY 5, 2003

Joseph A. Coppola  
Reg. No. 38,413

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